

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **DEVICES AND METHODS FOR IMPLANTING TRANSDUCED CELLS** the specification of which is attached hereto or X was filed on March 24, 1994 as Application Serial No. 08/217,324 and was amended on (if applicable).

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119
None			Yes <u> </u> No <u> </u>
			Yes <u> </u> No <u> </u>

I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Date of Filing	Status
None		<u> </u> Patented <u> </u> Pending <u> </u> Abandoned
		<u> </u> Patented <u> </u> Pending <u> </u> Abandoned

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Steven W. Parmelee, Reg. No. 31,990
Richard L. Hughes, Reg. No. 31,264
J. Steven Whitaker, Reg. No. 36,963

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Residence & Citizenship	City <u>Seattle</u>	State/Foreign Country <u>Washington WA</u>	Country of Citizenship <u>United Kingdom</u>	
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Full Name of Inventor 2	Last Name <u>Geary</u>	First Name <u>2-00</u> <u>Randolph</u>	Middle Name or Initial <u>L.</u>	
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Full Name of Inventor 3	Last Name <u>Lau</u>	First Name <u>3-00</u> <u>Stella</u>	Middle Name or Initial	
Residence & Citizenship	City <u>Seattle</u>	State/Foreign Country <u>Washington WA</u>	Country of Citizenship <u>Canada</u>	
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Full Name of Inventor 4	Last Name <u>Clowes</u>	First Name <u>4-00</u> <u>Alexander</u>	Middle Name or Initial <u>W.</u>	
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Post Office Address	Post Office Address <u>702 Fullerton Avenue</u>	City <u>Seattle</u>	State/Country <u>Washington</u>	Zip Code <u>98122</u>
Full Name of Inventor 5	Last Name <u>Dale</u>	First Name <u>5-00</u> <u>David</u>	Middle Name or Initial <u>C.</u>	
Residence & Citizenship	City <u>Seattle</u>	State/Foreign Country <u>Washington WA</u>	Country of Citizenship <u>U.S.A.</u>	
Post Office Address	Post Office Address <u>5302 N.E. 42nd Street</u>	City <u>Seattle</u>	State/Country <u>Washington</u>	Zip Code <u>98105</u>

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1 x <u>WRA Osborne</u> William R.A Osborne	Signature of Inventor 2 x <u>R.L. Geary</u> Randolph L. Geary	Signature of Inventor 3 x <u>Stella Lau</u> Stella Lau
Date x <u>4/25/94</u>	Date x <u>5/2/94</u>	Date x <u>4/28/94</u>
Signature of Inventor 4 x <u>Alexander W. Clowes</u> Alexander W. Clowes	Signature of Inventor 5 <u>David C. Dale</u> David C. Dale	Signature of Inventor 6
Date x <u>4/25/94</u>	Date x <u>4.25.94</u>	Date

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(d)) - NONPROFIT ORGANIZATION

Applicant or Patentee: William R.A. Osborne, Randolph L. Geary, Stella Lau, Alexander W. Clowes, and David C. DaleSerial or Patent No.: 08/217,324Filed or Issued: March 24, 1994Title: DEVICES AND METHODS FOR IMPLANTING TRANSDUCED CELLS

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF NONPROFIT ORGANIZATION: THE BOARD OF REGENTS OF THE UNIVERSITY OF WASHINGTONADDRESS OF NONPROFIT ORGANIZATION: 1107 N.E. 45th Street, Suite 200, Seattle, WA 98105**TYPE OF NONPROFIT ORGANIZATION**

- ☒ UNIVERSITY OR OTHER INSTITUTION OF HIGHER EDUCATION
- ☐ TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE [26 USC 501(a) and 501(c)(3)]
- ☐ NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OR THE UNITED STATES OF AMERICA
 (NAME OF STATE)
 (CITATION OF STATUTE)
- ☐ WOULD QUALIFY AS TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE [26 USC 501(a) and 501(c)(3)] IF LOCATED IN THE UNITED STATES OF AMERICA
- ☐ WOULD QUALIFY AS NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA IF LOCATED IN THE UNITED STATES OF AMERICA
 (NAME OF STATE)
 (CITATION OF STATUTE)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees to the United States Patent and Trademark Office regarding the invention, entitled DEVICES AND METHODS FOR IMPLANTING TRANSDUCED CELLS by inventor(s) William R.A. Osborne, Randolph L. Geary, Stella Lau, Alexander W. Clowes, and David C. Dale described in:

☐ the specification filed herewith.☒ application Serial No. 08/217,324, filed March 24, 1994☐ Patent No. _____, issued _____

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization regarding the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights in the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern that would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME _____

ADDRESS _____

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

NAME _____

ADDRESS _____

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING

TITLE IN ORGANIZATION OF PERSON SIGNING

ADDRESS OF PERSON SIGNING

x Margaret Wagner Batex Acting Director1107 N.E. 45th Street, Suite 200, Seattle, Washington 98105